HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No. 21926 of 2006

DATED: 23-10-2006

Between:

Y.Mallaiah

…Petitioner

and

The Commissioner of Police,
Cyberabad,
Hyderabad and others.

…Respondents.

HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 21926 of 2006

ORAL ORDER:

The writ petition is misconceived.

On 29-8-2006 the petitioner addressed a representation to the Commissioner, Municipal Corporation of Hyderabad with a copy marked to the 2nd respondent alleging that the 3rd respondent, a Civil Contractor and others i.e., respondents 3 to 8 herein are trespassing into the petitioner's property and that he has filed O.S.No.2965 of 2005 before the Court of the Junior Civil Judge, L.B.Nagar, Ranga Reddy District, which is pending. This representation states that he was in the hospital for an operation till 12-8-2006 and thereafter when he visited his property, he found that the 3rd respondent and others have constructed a compound wall on the property. He sought the authority of the Municipal Corporation to demolish the construction. Though this representation is also marked to the 2nd respondent, it does not disclose the commission of a cognizable offence warranting any action by the 2nd respondent.

The petitioner also addressed two complaints to the Assistant Commissioner of Police, Malkajgiri, Cyberabad dated
10-11-2005 which have apparently been received by the office of the Assistant Commissioner of Police, whereat allegations are made which may constitute offences under the Scheduled Castes and

Scheduled Tribes (Prevention of Atrocities) Act, 1989 against certain persons named in the said complaints. The petitioner however, has not impleaded the Assistant Commissioner of Police, Malkajgiri, Cyberabad as a respondent in this writ petition. It is his grievance that his complaints dated 10-11-2005 to the Assistant Commissioner of Police have not been registered.

In the aforesaid factual scenario, no case is made out for interference. The writ petition is accordingly dismissed at the admission stage. No costs.

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GODA RAGHURAM, J

23-10-2006
GRR